

19880425

THE CITY OF SAN DIEGO, CALIFORNIA  
MINUTES FOR REGULAR COUNCIL MEETING  
OF

MONDAY, APRIL 25, 1988

AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor McColl at 2:11 p.m.

Deputy Mayor McColl adjourned the meeting at 4:32 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-excused by R-270791 (City business in Washington, D.C.)
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-excused by R-270793 (City business in Washington, D. C.)
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (rb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-not present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Reverend Gene E. Wenger of the  
First Church of the Brethren.

FILE LOCATION: MINUTES

Apr-25-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Struiksma.

FILE LOCATION: MINUTES

ITEM-30: (R-88-1968) ADOPTED AS RESOLUTION R-270746

Accepting the generous donation of \$28,867 of Martin and Enid Gleich, to be used for the following items: \$17,777 for playground equipment at Presidio Community Park, North Park Community Park, Chicano Neighborhood Park, Golden Hill Neighborhood Park, Southcrest Community Park, Gompers Neighborhood Park, South Bay Community Park, Montgomery-Waller Community Park, San Ysidro Athletic Area (Larsen Field) and Paradise Hills Community Park; \$11,090 to support the City-wide Gus and Goldie Learn to Swim Program with \$7,900 of said monies to be deposited with the Martin Luther King, Jr. Recreation Council to provide for advertising and promotional contractual services for the program; expressing appreciation and gratitude to Martin and Enid Gleich for their generous donation and their continuing financial support.

CITY MANAGER SUPPORTING INFORMATION: This donation of \$28,867 is the second in as many years from Enid and Martin Gleich to provide special recreational programs and playground equipment to benefit the citizens, primarily in the central and southeast San Diego communities. This year, Mr. and Mrs. Gleich are also providing the financial support to promote the "Gus and Goldie Learn to Swim Program" which will provide children throughout the City of San Diego an opportunity to learn to swim. Their continuing financial support for recreation programs for the City of San Diego is very much needed and appreciated.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A028-040.)

MOTION BY STRUIKSMA TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-31: (R-88-2002) ADOPTED AS RESOLUTION R-270747

Commending the nurses at Kaiser Permanente for the major role they play in fostering the longstanding and proven

commitment to the highest quality medical services for its membership.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A042-051.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-32: (R-88-1993) ADOPTED AS RESOLUTION R-270748

Welcoming to the City of San Diego USS Hornet and USS Mustin veterans of World War II battle of Santa Cruz and extending warmest wishes for a pleasant stay during their reunion in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A052-057.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-33: PROCLAIMED

Proclaiming May 1 through 7, 1988 as "Hire a Veteran Week".

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A058-066.)

ITEM-34: GRANTED HEARING

Matter of the request of Thomas and Patricia Tait, by Donald R. Worley, Attorney, for a hearing of an appeal from the decision of the Board of Zoning Appeals in denying Variance C-19809 to maintain:

- (1) 37'-9" length of a 5'6" high, solid wood fence, with one open wrought iron gate, (6'-4" at the highest point), observing a 0'-0" courtyard where a maximum 3'-0" high fence is permitted within the courtyard;
- (2) 30'-9" length of a 5'-10" high, solid wood fence, observing a 0'-0" courtyard where a maximum 3'-0" high fence is permitted within the courtyard;
- (3) 15'-0" length of solid wood fence, ranging in height from 6'-3" to 7'-1", observing a 0'-0" courtyard at the closest point where a maximum 3'-0" high fence is permitted within the courtyard; and

(4) 10'-8" length of a solid wood fence, ranging from 6'-11" to 7'-1" in height, located adjacent to an alley (Strandway), where a maximum 6'-0" high fence is permitted. The subject property is located at 706 Nantasket Court in the R-S Zone in the Mission Beach Community Plan, and is more particularly described as Lot D, Block 157, Map-1809. (Case C-19809. District-6.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: ZONE - ZONING APPEALS C-19809

COUNCIL ACTION: (Tape location: A068-094.)

MOTION BY HENDERSON TO GRANT THE HEARING AND SET THE HEARING FOR MAY 31, 1988, AT 2:00 P.M. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-35: GRANTED HEARING

Matter of the request of the Committee to Save the Bike Path, by Norma S. Damashek, for a hearing of an appeal from the decision of the Planning Commission in approving with modified conditions, Hillside Review/Resource Protection Overlay Zone Permit 87-0698, proposing to construct a 3,200 square foot single-family residence. The subject property is described as a portion of Pueblo Lot 1258 of Pueblo Lands of San Diego, Miscellaneous Map-36 (approximately 0.63 acres), and is located to the southwest of the Rosemont and Draper Streets junction, to the west of Avenida Wilfredo, in Zone R1-40000 (HR Overlay), in the La Jolla Community Plan area. (HRP/RPP-87-0698. District-1.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM, HRP-87-0698, RPP-87-0698

COUNCIL ACTION: (Tape location: A095-106.)

MOTION BY WOLFSHEIMER TO GRANT THE HEARING ON THE GROUNDS THAT THERE ARE ALLEGATIONS THAT ARE IN CONFLICT WITH THE MUNICIPAL CODE AND THE COMMUNITY PLAN. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-36: GRANTED HEARING

Matter of the request of O-Mesa Investment Company, by Matthew A. Peterson, Attorney, for a hearing of the appeals from the decision of the Planning Commission in granting Conditional Use Permit and Planned Commercial Development Permit PCD-87-0218, proposing an automobile service station and a commercial shopping center.  
(CUP & PCD-87-0218. District-8.)

A motion granting or denying the request for a hearing of the appeals.

FILE LOCATION: PERM, CUP-87-0218, PCD-87-0218

COUNCIL ACTION: (Tape location: A107-142.)

MOTION BY FILNER TO GRANT THE HEARING BASED ON A CITY-WIDE PLANNING ISSUE WHICH REQUIRES A FULL CITY COUNCIL HEARING.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-50: (O-88-127 Rev.1) ADOPTED AS ORDINANCE O-17081 (New Series)

Amending Ordinance O-16916 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1987-88 and Appropriating the Necessary Money to Operate the City of San Diego for said Fiscal Year," by amending Document No. 00-16916-1, as amended and adopted therein, by amending the personnel authorization of the City Clerk's Department (035) by deleting the positions of Elections Officer and Records Management Officer and adding in lieu thereof two (2.00) Deputy Directors; exempting the two new positions from the Classified Service pursuant to Section 117(a)17 of the San Diego Charter after review and consideration of the unfavorable comment by the Civil Service Commission; amending the Annual Salary Ordinance O-16867 (New Series) by incorporating the new titles of Deputy Director for Legislative Services and Elections, and Deputy Director for Records Management and Information, into Exhibit C; establishing salary rates therefor.

(Introduced as amended on 4/11/88. Council voted 7-0. Districts 5 and 6 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A275-295.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Filner. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-not present.

\* ITEM-51: (O-88-183 Rev.1) ADOPTED AS ORDINANCE O-17082 (New  
Series)

Amending Chapter VI, Article 3, of the San Diego Municipal  
Code by adding Section 63.08 relating to prohibiting the  
possession or use of fireworks, firearms, air guns, archery  
devices, slingshots or explosive devices of any kind within  
any City park and designated open space areas.  
(Introduced on 4/11/88. Council voted 8-0. District 6 not  
present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A275-295.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND  
ADOPT. Second by Filner. Passed by the following vote:  
Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-not present.

\* ITEM-52: (O-88-93) ADOPTED AS ORDINANCE O-17083 (New  
Series)

Incorporating a portion of Lot 1, El Camino Memorial Park,  
Map-4719, and a portion of Section 3, Township 15 South,  
Range 3 West, SBBM, located south of Mesa Rim Road and  
north and east of Carroll Canyon Road, in the Mira Mesa  
Community Plan Area, into M-1B Zone, as defined by San  
Diego Municipal Code Section 101.0435.2, and repealing  
Ordinance O-10936 (New Series), adopted October 5, 1972, of  
the Ordinances of the City of San Diego insofar as the same  
conflicts herewith.  
(Case-84-0667. Mira Mesa Community Area. District-5.  
Introduced on 4/12/88. Council voted 9-0.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A275-295.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND  
ADOPT. Second by Filner. Passed by the following vote:  
Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea,  
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-not present.

\* ITEM-53: (O-88-135) ADOPTED AS ORDINANCE O-17084 (New  
Series)

Incorporating a 51.8-acre parcel, located south of the intersection of Carmel Mountain Road and Sundance Avenue and northwest of the intersection of Park Village Road and Brickella Street, described as the southeast quarter of the southwest quarter and a portion of the southwest quarter of the southeast quarter of Section 13, Township 14 South, Range 3 West SBM, in the Penasquitos East Community Plan Area, into R1-5000 Zone, as defined by San Diego Municipal Code Section 101.0407, and repealing Ordinance O-8858 (New Series), adopted July 18, 1963, of the Ordinances of the City of San Diego insofar as the same conflicts herewith. (Case, HRP & VTM-87-0081. Penasquitos East Community Area. District-1. Introduced on 4/12/88. Council voted 8-0. District 4 not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A275-295.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-54: (O-88-181) ADOPTED AS ORDINANCE O-17085 (New Series)

Incorporating a portion of Pueblo Lot 1307 (approximately 5.0 acres) located east of Towne Centre Drive, between La Jolla Village and Executive Drives, in the University Community Plan Area, into CO (HR) Zone, as defined by Sections 101.0423 and 101.0454 of the San Diego Municipal Code, and repealing Ordinance O-13455, adopted February 15, 1932, of the Ordinances of the City of San Diego insofar as the same conflicts herewith. (Case-87-0855. University Community Area. District-1. Introduced on 4/11/88. Council voted 8-0. District 6 not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A275-295.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-55: (O-88-185 Rev.1) ADOPTED AS ORDINANCE O-17086 (New

Series)

Providing for legal representation to and indemnification of Community Planning Committees against claims for damages.

(Introduced as amended on 4/11/88. Council voted 8-0.

District 6 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A275-295.)

CONSENT MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT. Second by Filner. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-56: (O-88-84 Rev.3) REFERRED TO THE CITY ATTORNEY

Introduction of an Ordinance amending Chapter II, Article 2, of the San Diego Municipal Code by amending Section 22.0101, entitled "Permanent Rules of the Council" by amending Rule 1 relating to Hours of Meetings, Rule 2 relating to Parliamentary Procedure, Rule 17 relating to Conduct of Committee Business, Rule 30 relating to Preparation of the Council Docket; adding a new Rule 8.1 relating to Council Comment; and renumbering existing Rule 8.1, Public Conduct, to now read Rule 8.2, Public Conduct.

(See City Attorney Reports dated 4/11/88 and 4/1/88.)

COMMITTEE ACTION: Reviewed by RULES on 4/6/88. Recommendation to adopt the City Attorney's recommendation to amend Rules 1, 2, 17 and 30 of the Rules of the Council; add a new Rule 8.1, entitled "Council Comment"; renumbered existing Rule 8.1 to 8.2. Referred proposed change to Rule 4 regarding reconsideration back to the City Attorney. Districts 1, 2, 7 and Mayor voted yea. District 3 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A287-296; B373-D237.)

MOTION BY FILNER TO APPROVE THE RECOMMENDED CHANGES OF RULE 8.1a AND b, AND TO CHANGE THE LANGUAGE OF 8.1c TO READ: "... THE MATTER SHALL BE REFERRED BY THE CHAIR TO THE APPROPRIATE COMMITTEE OR AGENCY FOR ACTION." Second by Struiksma. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY STRUIKSMA TO DIRECT THE CITY ATTORNEY TO CHECK INTO THE LEGALITY OF SUSPENDING THE RULES TO RECONSIDER AN ITEM VOTED



ON AT A PREVIOUS MEETING. THE CITY ATTORNEY IS TO OPINE WHETHER OR NOT THIS IS IN VIOLATION OF THE BROWN ACT, AND IF SO, TO COME UP WITH ALTERNATIVE LANGUAGE (WITH RESPECT TO RULE 2). Second by McCarty. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY STRUIKSMA TO DIRECT THE CITY ATTORNEY TO REVISE THE LANGUAGE THAT HAS BEEN PLACED BEFORE COUNCIL AND GIVE COUNCIL A LEGAL DEFINITION THAT A COUNCIL COMMITTEE HAS THE LATITUDE TO FORWARD ONTO THE FULL COUNCIL A MATTER, WITHOUT A CLEAR DEFINITION OF EITHER FOR IT OR AGAINST IT, WITHOUT A RECOMMENDATION (WITH RESPECT TO RULE 17). Second by Filner.

Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY HENDERSON TO REJECT THE NEW LANGUAGE AND TO RETAIN THE

PREROGATIVE TO VOTE FOR AN EXTENSION OF TIME. Second by Struiksma. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

MOTION BY STRUIKSMA TO DIRECT THE CITY ATTORNEY TO DEVISE A MINIMUM OF THREE DIFFERENT SCENARIOS THAT WOULD ALLOW FOR THE INTEGRITY OF FORM AND LEGALITY FOR ANY RESOLUTION OR ORDINANCE, AND AT THE SAME TIME, GRANTING TO THE COUNCIL MEMBERS THE OPPORTUNITY TO AMEND THAT RESOLUTION AND/OR ORDINANCE FROM THE FLOOR; AND AT THE SAME TIME, ACCEPT SUGGESTIONS AS WARRANTED FROM THE AUDIENCE. THE CITY ATTORNEY IS TO MEET WITH COUNCIL MEMBERS TO GET THEIR INPUT FOR THE SCENARIOS (WITH RESPECT TO RULE 30). Second by McColl. Passed by the following vote: Wolfsheimer-not present, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-100: (R-88-1819) ADOPTED AS RESOLUTION R-270749

Awarding a contract to Jackson and Blanc for furnishing maintenance of heating, ventilating and air conditioning systems (HVAC) at the Casa Del Prado and Ruben H. Fleet Space Theatre and Science Center in Balboa Park, as may be required for a period of one year beginning June 1, 1988 through May 31, 1989, for an estimated cost of

\$41,152, with options to renew the contract for four additional one-year periods. (BID-9599)

FILE LOCATION: MEET CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-101: (R-88-1815) ADOPTED AS RESOLUTION R-270750

Awarding a contract to Horizon High Reach and Equipment Co. for the rental of one Lift Truck with 39 Foot Aerial Tower and two Van Mounted 33 Foot Aerial Towers (Alternate B) with 33 foot working height, with PTO (fan belt-truck power), as may be required for a period of one year beginning June 1, 1988 through May 31, 1989, for an estimated cost of \$40,600, including tax, delivery and return charges; with options to renew the contract for 36 additional months on a month-to-month basis and options to buy at the end of each twelve month rental period.  
(BID-9536)

FILE LOCATION: MEET CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

19880425

\* ITEM-102:

Two actions relative to the North Park Branch Library  
Parking Lot:  
(Greater North Park Community Area. District-3.)

Subitem-A: (R-88-1820) ADOPTED AS RESOLUTION R-270751

Inviting bids for the North Park Branch Library Parking Lot on Work Order No. 119092; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$50,000 from Revenue Sharing Fund 18014, CIP-35-074, Central Library - Fire Safety/Building Renovation Project and \$25,000 from Capital Outlay Fund 30245, CIP-90-245, Capital Outlay Fund Reserve - General - Contingency Funds to CIP-35-064, North

Park Library Expansion; authorizing the expenditure of funds not to exceed \$91,000 from CIP-35-064, North Park Expansion, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9685)

Subitem-B: (R-88-1821) ADOPTED AS RESOLUTION R-270752

Certifying that the information contained in Environmental Negative Declaration END-87-0928, dated January 6, 1988, issued in connection with the North Park Branch Library Parking Lot has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The North Park Branch Library was expanded in August of 1987 to contain 4,800 square feet of Library space. This expansion eliminated all of the off-street parking for the facility. The City recently purchased four lots adjacent to the Library for the purpose of constructing parking lot (Resolutions R-264813 and R-268764). The proposed parking lot would be 12,500 sq. ft. and contains 29 parking spaces, lighting, landscaping, and irrigation. This site would be capable of being expanded if adjacent property were acquired.

Aud. Cert. 8800722.

FILE LOCATION: W.O. 119092 CONT - L.R. Hubbard  
Construction Co., Inc. CONTFY88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-103: (R-88-1818) ADOPTED AS RESOLUTION R-270753  
19880425

Inviting bids for the San Diego Museum of Art Boiler Replacement on Work Order No. 119144; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$64,700 from General Fund 100 for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted

funds, if any, to the appropriate reserves. (BID-9686)  
(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide for the replacement of two existing 25 year old gas fired steam boilers with three smaller gas fired steam boilers. The existing boilers, as originally designed, have past their serviceable life span. One boiler is no longer operational and both boilers repair costs exceed replacement cost. Installation of three smaller boilers will allow for the redundancy necessary for proper maintenance and increase the level of safety for the employees performing this maintenance. The project will also result in a slight reduction in maintenance and energy costs.

Aud. Cert. 8800827.

FILE LOCATION: W.O. 119144 CONT - Craig A. Rogers  
CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-104:

Three actions relative to the final subdivision map of Blackhorse Farms Unit Nos. 1 and 2, a two-lot subdivision located southwesterly of Genesee Avenue and North Torrey Pines Road:  
(La Jolla Community Area. District-1.)

Subitem-A: (R-88-1997) CONTINUED TO MAY 2, 1988

Authorizing the execution of a Subdivision Improvement Agreement with Blackhorse at La Jolla Ltd., Atlas Hotels, Inc., General Partner, for the installation and completion of public improvements.

Subitem-B: (R-88-1996) CONTINUED TO MAY 2, 1988

Approving the final map.

Subitem-C: (R-88-1998) CONTINUED TO MAY 2, 1988

Approving the acceptance of a street easement deed of The Salk Institute for Biological Studies, San Diego, California, granting to the City an easement for public street purposes in a portion of Parcel 1 of Parcel Map PM-14013; dedicating said land as and for a public

street and naming the same Salk Institute Road.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A322-441.)

MOTION BY WOLFSHEIMER TO CONTINUE ONE WEEK. THE CITY MANAGER IS TO PROVIDE INFORMATION CONCERNING WHAT THE AGREEMENT IS WITH ATLAS HOTELS, THE USE OF THE FACILITY, AND A LIST OF CHANGES BETWEEN THE TENTATIVE MAP AND THE FINAL MAP. Second by Struiksma. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-105:

Two actions relative to the final subdivision map of Carmel Mountain Ranch Unit 20-A, a 75-lot subdivision located southeasterly of Rancho Carmel Drive and Carmel Mountain Road:  
(Carmel Mountain Ranch Community Area. District-1.)

Subitem-A: (R-88-2017) ADOPTED AS RESOLUTION R-270754

Authorizing the execution of a Subdivision Improvement Agreement with Carmel Mountain Ranch for the installation and completion of public improvements.

Subitem-B: (R-88-2016) ADOPTED AS RESOLUTION R-270755

Approving the final map.

FILE LOCATION: SUBD - CARMEL MOUNTAIN RANCH UNIT 20-A  
CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-106:

Two actions relative to the final subdivision map of North City West Neighborhood 6 Unit No. 1, an 11-lot subdivision located northeasterly of I-5 and Carmel Valley Road:  
(North City West Community Area. District-1.)

Subitem-A: (R-88-2045) ADOPTED AS RESOLUTION R-270756

Authorizing the execution of a Subdivision Improvement

Agreement with Pardee Construction Company for the installation and completion of public improvements.

Subitem-B: (R-88-2044) ADOPTED AS RESOLUTION R-270757

Approving the final map.

FILE LOCATION: SUBD - NORTH CITY WEST NEIGHBORHOOD 6  
UNIT NO. 1 CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-107:

Two actions relative to the street vacation of portions of University Avenue and 54th Street:  
(Mid-City Community Area. District-3.)

Subitem-A: (R-88-2022) ADOPTED AS RESOLUTION R-270788

Vacating a portion of University Avenue west of 54th Street and a portion of 54th Street north of University Avenue, and both adjacent to Lot 23 Lemon Villa, Map-734, under the procedure for the summary vacation of streets, where the portions of streets to be vacated are excess rights-of-way and are no longer required for street or highway purposes; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the City reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; declaring that the easement reserved herein is in, under, over, upon, along and across that portion of University Avenue and 54th Street vacated by this document.

Subitem-B: (R-88-2023) ADOPTED AS RESOLUTION R-270789

Approving the acceptance by the City Manager of the grant deed of New World, relinquishing those certain abutter's rights of ingress and egress to the City, adjacent to lot 23 Lemon Villa, Map-734.

CITY MANAGER SUPPORTING INFORMATION: The abutting property owner has petitioned for the vacation of the excess

rights-of-way adjacent to the property located on the northwest corner of University Avenue west and 54th Street. The applicant has utilized those unused portions of rights-of-way for the expansion of the existing commercial complex. The vacation represents 0.444 acres and is located in a C-Zone (commercial) within the Mid-City Community. The Planning Commission voted 5-0 for approval in August of 1985. The Planning Department reports that the development conforms to current zoning, parking and landscaping regulations, the General Plan, and Mid-City Community Plan. University Avenue and 54th Street are classified and constructed as 4-lane major streets. However, the curb-to-property-line is in excess to the standard 10 feet. The proposed vacations, which will reduce this curb-to-property-line distance to the standard 10 feet, involve rights-of-way which are considered excess and are no longer required for street purposes. The areas-of-vacation contain public and franchised facilities, and easement reservations are required. In addition, abutter's rights of access are to be relinquished along both frontages of the property except where there are existing driveways. This requirement will prevent any additional points of conflict from the adjoining property which would be detrimental for westbound traffic on University Avenue. Furthermore, the property owner is required to provide a level 10-foot-wide area behind the existing curb-line to eliminate slopes within the remaining rights-of-way. An engineering permit has been issued and work has been completed. Staff has indicated that the excess rights-of-way to be vacated are no longer needed for present or prospective use and may be summarily vacated.

FILE LOCATION: SUBITEM A: STRT J-2682, DEED F-4437;  
SUBITEM B: DEED F-4438 DEED FY  
88-2

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-108: (R-88-2050) ADOPTED AS RESOLUTION R-270790

Changing the name of Edelweiss Street and the unnamed street located southwest of Sorrento Valley Road to Sorrento Valley Boulevard.  
(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Staff has requested the proposed street name change to eliminate an old street name that no longer is appropriate with the current system of streets. Segments of the existing right-of-way to be renamed are currently signed as Sorrento Valley Boulevard while on present documents and maps the rights-of-way are officially designated as Edelweiss Street. The name change as proposed would eliminate dual names. The rights-of-way to be renamed are adjacent to unaddressed properties (railroad right-of-way, state highway right-of-way, and City-owned property) and no addresses will be affected by the name change. No sign installation is required since the affected rights-of-way are already signed as Sorrento Valley Boulevard. Staff recommends approval of the subject name change.

FILE LOCATION: DEED F-4439 DEED FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-109: (R-88-2060) ADOPTED AS RESOLUTION R-270791

Excusing Mayor Maureen O'Connor from attending the regularly scheduled meetings of the Council on April 25 and 26, 1988, for the purpose of conducting official City business in Washington, D.C.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-110: (R-88-2040) ADOPTED AS RESOLUTION R-270792

Excusing Council Member Ron Roberts from attending the Special Council meeting of April 13, 1988 to attend the regularly scheduled meeting of the Citizen's Advisory Committee on Growth and Development.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not



present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-111: (R-88-2041) ADOPTED AS RESOLUTION R-270793

Excusing Council Member Ron Roberts from attending the regularly scheduled meetings of the Council on April 25 and 26, 1988, to attend meetings on various legislative matters in Washington, D.C.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-112: (R-88-2042) ADOPTED AS RESOLUTION R-270794

Excusing Council Member Ron Roberts from attending the Special Council Meeting of May 5, 1988, to represent the City at the Spring Meeting of the Urban Land Institute in Atlanta, Georgia.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-113: (R-88-1924) ADOPTED AS RESOLUTION R-270795

Authorizing the City Manager to submit an application for Grant Funds from the California State Library, Library Services and Construction Act, in the amount not to exceed \$50,000, for development of Older Adults Materials Collection; authorizing the City Manager, or his representative, to perform all necessary acts to secure the funds.

(Districts-1, 2, 3, 4, 6 and 8.)

CITY MANAGER SUPPORTING INFORMATION: San Diego Public Library is requesting Grant Funds from the California State Library through the Library Services and Construction Act in the amount of \$50,000 for development of Older Adults Materials Collections. Its purpose is to increase older adults materials in branches that have large concentrations

of people over 60 years of age, with preference in areas for older adults of ethnic descent, limited English speaking or disadvantaged. Ten libraries meet this criteria and each is eligible for \$5,000. The libraries are Beckwourth, Central, Clairemont, Logan Heights, Mission Hills, North Park, Ocean Beach, Otay Mesa, Rancho Bernardo and University Heights. If approved, the funds will be available in mid-May and must be liquidated by November 30, 1988.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-114: (R-88-2048) ADOPTED AS RESOLUTION R-270796

Authorizing the execution of a three-year lease agreement, with two one-year options, with Rancho Euclid Joint Venture, for the use by the Library Department of 1,530 square feet of office space at 1535 Euclid Avenue, Suite C, for the purpose of the Library Literacy Program, at a minimum monthly rental of \$2,142, plus utilities.

(Southeast San Diego Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The Library Department is proposing to lease approximately 1,530 square feet of office space at 1535 Euclid Avenue, Suite C, for a period of three years with an option to extend for two one-year periods. The rent will be \$2,142 per month plus utilities. The lease has an annual cost of living adjustment that cannot exceed 5 percent per annum. The department believes that this site is an excellent location for the Literacy Program. The Literacy Program has three purposes: to develop literacy awareness in San Diego, to recruit and train volunteer tutors and learners in order to reduce the number of illiterate adults, and to develop a library-based organizational coalition. This program has the support of private industry and individuals who will be directly involved in the project.

Aud. Cert. 8800897.

FILE LOCATION: LEAS - RANCHO EUCLID JOINT VENTURE  
LEAS FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-115: (R-88-1954) ADOPTED AS RESOLUTION R-270797

Authorizing the execution of a five-year lease agreement with San Diego Chapter 14, Experimental Aircraft Association for the use of 40,000 square feet of vacant land at Brown Field, with an initial annual rent of \$3,996.

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Since March 1981, the San Diego Chapter 14, Experimental Aircraft Association has leased 30,000 square feet of vacant land adjacent to the Brown Field Control Tower. They have constructed two 40-foot by 40-foot temporary metal hangars for aircraft storage and assembly on the site, and use the remaining area for aircraft tiedown space by the members. Staff is proposing an interim five-year lease for the Experimental Aircraft Association since implementation of the Brown Field Master Plan is not expected to impact this area until 1995. The proposed lease expands their area to 40,000 square feet and increases the annual rent from \$3,000 to \$3,996 the first year. The lease also contains scheduled rent increases each year. It also contains a 180-day City termination clause.

FILE LOCATION: LEAS - SAN DIEGO CHAPTER 14, EXPERIMENTAL AIRCRAFT ASSOCIATION LEAS FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-116: (R-88-2038) CONTINUED TO MAY 5, 1988

Authorizing the execution of the first amendment to the agreement with Architects Mosher/Drew/Watson/Ferguson for professional design services for the Florence Riford Library Center; authorizing the expenditure of an amount not to exceed \$14,000 from CIP-35-057, Fund No. 30244, for the purpose of providing funds for the above project.

(See City Manager Report CMR-88-200. La Jolla Community Area. District-1.)

Aud. Cert. 8800878.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A256-276.)

MOTION BY WOLFSHEIMER TO CONTINUE FOR ONE WEEK IN ORDER TO GO OVER THE ARCHITECTURAL CONCERNS THAT HAVE NOT BEEN COMPLETED.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-117: (R-88-2008) ADOPTED AS RESOLUTION R-270798

Authorizing the execution of a first amendment to the Operating Agreement with Parking Company of America - San Diego Inc., for the operation and management of the Balboa Park parking lot adjacent to the Navy Hospital, deleting the minimum annual rental requirement of \$150,000 for the approximately two and one-half year remaining term of the agreement.

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: In September of 1985, the City Council approved a 5-year Operating Agreement with Parking Company of America (PCOA) for the operation and management of the Balboa Park parking lot adjacent to the Navy hospital. The lot was used primarily by patients or visitors to the hospital. The agreement requires PCOA to pay the City 85 percent of all monthly gross income or a minimum annual rent of \$150,000, whichever is greater, payable in monthly installments of \$12,500. Due to the completion of the new Navy hospital and subsequent patient parking relocation, gross revenue to PCOA has been seriously declining. As an example, for the period March 1, 1986, through February 28, 1987, PCOA experienced a loss of \$1,558 after the rental payment. This loss did not include PCOA's direct operating expenses of about \$1,400 per month. Based on results of the City audit for the period of March 1, 1986, through April 30, 1987, it appears that the operator was, in fact, losing money on the operation since 99 percent of gross receipts was spent on City rents. As additional consideration, PCOA has agreed to relinquish its right to terminate the agreement on 90 days notice and the City can terminate on 30 days notice. For the above reasons, PCOA requests deletion of the \$150,000 minimum annual payment. PCOA will continue to pay City 85 percent of all gross income derived from the lot during the remaining term of agreement.

City Manager recommends the amendment be approved.

FILE LOCATION: LEAS - PARKING COMPANY OF AMERICA - SAN  
DIEGO INC. LEAS FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not  
present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-118: (R-88-1923) ADOPTED AS RESOLUTION R-270799

Authorizing the execution of an agreement amendment with  
Richard Bundy, a licensed architect, to provide advisory  
services in support of the Mid-City Commercial  
Revitalization Project.

(Uptown, Mid-City and Greater North Park Community  
Areas. Districts-2 and 3.)

CITY MANAGER SUPPORTING INFORMATION: The Mid-City  
Commercial Revitalization effort includes a financial  
assistance strategy incorporating loan and rebate programs to  
encourage business and property owners to rehabilitate their  
buildings. As an incentive to participate in one of these  
financing programs, the City offers up to \$250 worth of  
design advisory services for each project. This helps to  
ensure that each project funded through the City's programs  
conforms to the Council-adopted Design Guidelines for  
Mid-City. Mr. Richard Bundy has been under contract to  
provide these services for the City since March 1984. This  
request reflects the desire and need to continue these  
services under an agreement amendment. The current agreement  
expires April 1, 1988.

FILE LOCATION: MEET CCONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not  
present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-119: (R-88-1922) ADOPTED AS RESOLUTION R-270800

Authorizing the execution of an agreement with Ralph  
Roesling, a licensed architect, to provide design  
advisory services in support of the Mid-City Commercial  
Revitalization Project; authorizing the expenditure of  
an amount not to exceed \$3,925 from Fund 18522, Dept.

5865, Org. 6503, Acct. 4657, for the purpose of providing funds for the above project.

(Uptown, Mid-City and Greater North Park Community Areas. Districts-2 and 3.)

CITY MANAGER SUPPORTING INFORMATION: The Mid-City Commercial Revitalization effort includes a financial assistance strategy incorporating loan and rebate programs to encourage business and property owners to rehabilitate their buildings. As an incentive to participate in one of these financing programs, the City offers up to \$250 worth of design advisory services for each project. This helps to ensure that each project funded through the City's programs conforms to the Council-adopted Design Guidelines for Mid-City. Mr. Ralph Roesling has been under contract to provide these services for the City since March 1984. This request reflects the desire and need to continue these services under an agreement amendment. The current agreement expires April 1, 1988. This action will extend the term of the agreement until June 30, 1991.

Aud. Cert. 8800843.

FILE LOCATION: MEET CCONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-120: (R-88-2000) ADOPTED AS RESOLUTION R-270801

Authorizing the execution of an agreement with Ferver Engineering Company for engineering consultant services for the rehabilitation of Alvarado Reservoir Roof; authorizing the expenditure of an amount not to exceed \$161,917 from the Water Revenue Fund (41502), Alvarado Reservoir Roof, CIP-73-235.0, for the purpose of providing funds for the above project.

(Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: The Alvarado Reservoir is a 20 million gallon capacity concrete structure used to store and regulate the flow of filtered water from the Alvarado Water Filtration Plant. The reservoir roof is deteriorated, has exposed and corroded reinforcing bars and sagging roof parcels. Engineering consultant services are required to evaluate the condition of the roof, prepare a preliminary design report outlining various repair methods,

and prepare a final design which includes plans, specifications and a cost estimate for the most feasible repair method. The engineer will also be available for consultation during the construction phase of the project. The project was advertised in the San Diego Transcript on May 1, 1987, and the City's Consultant Nominating Committee reviewed several letters of interest and invited three firms to interview. The Water Utilities department interviewed the three finalists on July 8, 1987, in conformance with Council Policy 300-7, and selected Ferver Engineering. Aud. Cert. 8800830.

WU-U-88-102.

FILE LOCATION: MEET CCONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-121: (R-88-2030) ADOPTED AS RESOLUTION R-270802

Authorizing the execution of an agreement with Howard Needles Tammen and Bergendoff (HNTB) for services related to the completion of the Route 15 Cover and Planning Study; authorizing the expenditure of an amount not to exceed \$20,000, \$13,500 of which will come from 1984 CDBG funds allocated to the Mid-City Revitalization Program and \$6,500 of which will come from the 1986 CDBG funds allocated to the Mid-City Program, for the purpose of providing funds for the above project.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: On May 14, 1985, the City of San Diego and the State of California entered into a Freeway Agreement concerning the section of State Route 15 from 0.7 miles north of I-805 to 0.5 miles south of I-8 (40th Street area), which is to be constructed by the State in about 1992. This agreement committed each of the two entities to the provision of one block of cover (a total of two blocks) to be constructed over the freeway as a mitigation measure against negative impacts to the community. City Council then directed the City Manager to retain the services of a consultant to develop design alternatives to enable the construction of additional freeway cover and identify methods of funding those alternatives. On August 13, 1985, the City retained the services of Howard, Needles,

Tammen and Bergendoff (HNTB) to conduct this study. HNTB developed several alternative design proposals; however, implementation of some of the alternatives would require that the State's freeway design be modified. Accordingly, a new analysis of the street and freeway system was determined necessary. On July 7, 1986, City Council authorized the expenditure of funds to have SANDAG complete this analysis. On May 4, 1987, City Council authorized a new agreement with HNTB as needed to revise their previous study in accordance with the findings of the SANDAG analysis. The total cost of the contracts prior to this amendment has been \$135,000. This amendment to the HNTB contract will pay for that entity to address a number of additional traffic, structural engineering, air pollution and financing issues which have been brought forward by the consultant, City staff, CalTrans staff, and the Citizens Advisory Committee reviewing the study over the course of this past year's efforts.

Aud. Cert. 8800905.

FILE LOCATION: MEET CCONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-122: (R-88-2047) ADOPTED AS RESOLUTION R-270803

Authorizing the execution of an agreement with Martinez-Wong and Associates, Inc. for professional design and related services for Fire Station No. 24; authorizing the expenditure of an amount not to exceed \$122,110 from CIP-33-014.0 (Fund No. F.B.A. 79002, North City West), for the purpose of providing funds for the above project.

(North City West Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Capital Improvement Project CIP-33-014.0 provides for design and construction of a new 6,500 square foot Fire Station at Del Mar Heights Road and future Hartfield Avenue. The building will accommodate an engine and a brush apparatus initially, and will be large enough to provide for a truck company when needed. The land was acquired in FY 1976. The facility will replace a temporary station at 13802 Mercado Drive. Advertisements for licensed architectural services were published in the Daily Transcript in September, 1987. Of thirty-seven firms



responding, four were selected by the Nominating Committee for further consideration at their October 21, 1987 meeting. Interviews were conducted on November 19, 1987, with the Firm of Martinez-Wong and Associates being recommended to provide design services of a scope that exceeds the capability of City staff. The basis for consultant selection included factors such as experience with large projects and capabilities of their staff, including Sub-Consultants. Fee negotiations were consummated on February 23rd, after a two-month delay to study an alternate building site. The Architect's Base Fee of \$113,110 includes production of all plans and specifications, and construction phase services. The additional services reserve is \$9,000 if needed. Consultants approved to assist with the project include Burkett & Wong (Civil and Structural--15.4 percent), Tsuchiyama & Kaino (Mechanical--6.2 percent), Kanrad (Electrical--4.9 percent), Geocon (Geotechnical--2.5 percent), and Kawasaki & Theilacker (Landscaping--8.3 percent).  
Aud. Cert. 8800876.

FILE LOCATION: MEET CCONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-123: (R-88-1970) ADOPTED AS RESOLUTION R-270804

Authorizing the execution of an agreement with Pountney and Associates, Inc. for consultant services for Mission Bay Sewage Interceptor System, Phase I; amending the Capital Improvements Program of Sewage Utility Revenue Fund (41506) to add the project, Mission Bay Sewage Interceptor System, CIP-46-158.0; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$238,800 within the Sewage Utility Revenue Fund (41506) from Unallocated Reserve (70697) to the Wastewater Construction Engineering Program (70892), Mission Bay Sewage Interceptor System, (CIP-46-158.0); authorizing the expenditure of an amount not to exceed \$192,461 from Sewage Utility Revenue Fund Mission Bay Sewage Interceptor System, CIP-46-158.0, for the purpose of providing funds for the above project.  
(Mission Bay Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: This agreement is for engineering design services for the Mission Bay Sewage Interceptor System (MBSIS) Phase I. Phase I is the first of four (4) intended to improve the water quality of Mission Bay by diverting low dry weather flows (including sewage spills and non-point sources) from the existing storm drain system which outlets to Mission Bay to the sanitary sewer system. The City is under Regional Water Quality Control Board (RWQCB) Cease and Desist Order No. 87-89 to begin this design by May 1, 1988. Project design by a consultant is recommended by meet the RWQCB schedule. This project was advertised in the Daily Transcript on January 8, 1988, with 22 consultants responding. Four consultants were interviewed in accordance with Council Policy 300-7 and Pountney & Associates, Inc., was selected. Pountney's responsibilities will include a preliminary design report, environmental study, preparation of the construction drawings and specifications, shop drawing review, and construction support services for a contract amount not to exceed \$192,461. Project subconsultants are: A.D. Hinshaw Associates, environmental \$6,224; Group Delta Consultants, geotechnical \$7,000; Huber & Associates (WBE), surveys \$18,780; Marum Associates (WBE), landscaping \$4,500; and RJM Associates, telemetry and electrical \$22,710. Aud. Cert. 8800867. WU-U-88-119.

FILE LOCATION: MEET CCONT FY 88-1

COUNCIL ACTION: (Tape location: A442-B013.)

MOTION BY HENDERSON TO ADOPT, AND TO DIRECT STAFF TO PROVIDE A REPORT ON WHAT HAPPENED TO CAUSE THE RECENT SEWAGE SPILL; WHAT STEPS ARE GOING TO BE TAKEN TO PUT IN FAIL-SAFE SYSTEMS THAT WILL ENSURE THAT THE CURRENT VALVES WILL OPEN, AND THAT THE CURRENT SYSTEMS WILL BE ALLOWED TO OPERATE TO AVOID THE PROBLEM IN THE FUTURE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-124: (R-88-2004) ADOPTED AS RESOLUTION R-270805

Approving Change Order No. 1, dated February 1, 1988, issued in connection with the contract with Montoya-Hermes for the Barrio Logan CDBG Sidewalk Improvement, Phase III, amounting to a net increase in the contract price of \$12,231.83.

(Barrio Logan Community Area. District-8.)  
CITY MANAGER SUPPORTING INFORMATION: On February 2, 1987, City Council, by Resolution R-267576, authorized advertising for bids and funding for Barrio Logan CDBG Sidewalk Improvement, Phase III. On March 17, 1987, nine bids were received with Montoya-Hermes being low bidder at \$203,013 (12.1 percent below estimate). Change Order No. 1 is the final change order for this project. This change order corrects estimated quantities to final quantities. These changes were dictated by field conditions encountered during reconstruction of the existing sidewalk areas.

Aud. Cert. 8800880.

FILE LOCATION: CONT MONTOYA-HERMES CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-200: (O-88-25 Rev. 1) ADOPTED AS ORDINANCE O-17054  
(New Series)

(Continued from the meetings of January 4, 1988, Item 52, March 7, 1988, Item 200, and March 21, 1988, Item 200; last continued at the City Manager's request, to finalize negotiations with the jitney industry.)

Amending Chapter VII, Article 5, Division 6, of the San Diego Municipal Code by amending Sections 75.0602, 75.0603, and 75.0604 relating to jitney routes, jitney operating regulations and jitney loading zones.

(Re-introduced as amended on 4/4/88. Council voted 8-0. District 6 not present.)

The legal action on 4/4/88 was to re-introduce the Ordinance, because of substantive changes made to the Ordinance.

(Introduced on 11/30/87. Council voted 5-1. District 2 voted nay. District 1 and Mayor not present. District 4 vacant.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

MOTION BY McCARTY TO DISPENSE WITH THE READING AND ADOPT.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-201: (R-88-1531) ADOPTED AS RESOLUTION R-270806

Awarding a contract to Burns and Sons for removal and disposal of approximately 80,000 cubic yards of sludge from Fiesta Island, as may be required for a period of one year beginning April 1, 1988 through March 31, 1989, for an estimated cost of \$1,996,000, with an option to renew the contract for an additional one-year period with a price increase not to exceed 10 percent of the bid price; authorizing the following contingency contracts in the event the primary contractor is unable to perform successfully: (BID-9420)

1. E. T. Technologies, Inc. for Alternate I;
2. Chino-Corona Farms, Inc. for Alternate II, providing that all necessary approvals, including approvals from Orange County Health Department are obtained.

FILE LOCATION: MEET CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-202: (R-88-1808) ADOPTED AS RESOLUTION R-270807

Modifying the contract authorized by Resolution R-269902, adopted December 7, 1987, with Goulds Pumps La Pro Shop for the Pump Reconditioning/Replacement of 5 specific pumps at Storm Station D, as may be required for a total maximum estimated cost of \$101,914, including sales tax.  
(BID-9183)

Aud. Cert. 8800887.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-203: (R-88-1990) ADOPTED AS RESOLUTION R-270808

Authorizing the City Manager to accept \$115,000 from the San Diego Housing Commission to provide partial funding for the operation of an emergency shelter facility; authorizing the City Manager to accept a \$179,000 grant from the U.S.

Department of Housing and Urban Development (HUD) for the provision of emergency shelter services in the San Diego area; authorizing the execution of an agreement with St. Vincent de Paul to operate an emergency shelter facility; authorizing the City Auditor and Comptroller to expend an amount not to exceed \$294,000 from Fund No. 185241, Account No. 9544, for the purpose of providing funds for the execution of the above agreement.

CITY MANAGER SUPPORTING INFORMATION: On September 8, 1987,

City Council authorized the City Manager to submit an application to HUD so as to reserve \$179,000 in Emergency Shelter Grant (ESG) monies for homeless projects in the San Diego area. The U.S. Department of Housing and Urban Development (HUD) approved our application. The Community Services Division received input from agencies and individuals currently providing services to the homeless population. Several conferences and workshops were held, and it was the consensus of opinion that what was needed most was an emergency shelter facility located in the downtown area that would house single men. Discussions with the Housing Commission revealed that they were in the formative stages of developing an RFP that had similar objectives, and by combining the funding sources, we might provide sufficient funds to rehabilitate/operate a shelter that would have a noticeable impact on the homeless population; hence, a joint RFP was developed. The Community Services Division, after placing advertisements in local newspapers and sending letters to over 25 agencies/individuals that provide services to the homeless, received two proposals in response to the joint RFP. A Selection Committee reviewed the proposals, interviewed both respondents, and unanimously agreed that the St. Vincent de Paul proposal was superior, and recommended that the City Manager proceed with negotiations to provide the homeless services outlined in their proposal. In brief, St. Vincent de Paul proposes to refurbish the warehouse area behind their existing facility, and expand the number of beds available to the homeless. The new facility will provide an additional 27,375 shelter nights per year. Consideration was given to the fact that only two proposals were received but the Committee felt that St. Vincent's proposal met all of the RFP's criteria, and the agency's "track record" indicated that they would be able to accomplish the project in an efficient and effective manner. The City Manager concurs with the Selection Committee's recommendation.

Aud. Cert. 8800859.

FILE LOCATION: MEET CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-204: (R-88-2065) ADOPTED AS RESOLUTION R-270809

Authorizing the execution of a first amendment to the San Dieguito Drive Water Pipeline Construction and Operation Agreement with the City of Del Mar, to provide additional funding of \$279,663 for the construction of San Dieguito Drive Water Pipeline, CIP-73-241.0; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$197,810 within the Water Revenue Fund (41502) from the Unallocated Reserve (70679) to the Water Systems Construction Program (70592), CIP-73-241.0, San Dieguito Drive Pipeline; authorizing the expenditure of an amount not to exceed \$279,663 to supplement Resolution R-267440 from the Water Revenue Fund 41502, San Dieguito Drive Pipeline, for the purpose of providing funds for the above project; authorizing the use of City forces for the installation of two water meters and appurtenances on this project for a sum not to exceed \$40,000.

(San Dieguito River Basin Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This portion of the project consists of the construction of 3,588 feet of 20-inch water pipeline within the City of Del Mar. This will enable the City of San Diego to extend its municipal water supply to the Via De La Valle area which is presently supplied by Rancho Santa Fe Irrigation District. The City of Del Mar will be able to get another metered water connection from this pipeline. In accordance with the previously authorized agreement, the City of Del Mar has designed, advertised and received competitive bids for this project. Bids were opened on February 11, 1988. Eleven bids were received. The low bidder (Drainage Construction Co.) requested withdrawal of the bid on grounds of clerical error. Their bid was also protested by two other bidders as it was submitted detached from specifications. The City of Del Mar, after a careful review of their bid has accepted the withdrawal request. The second low bidder was Don Hubbard Construction Co. Their lump sum bid amount was \$575,000, well below the engineer's final estimate of \$658,000. Total project is now estimated to cost \$780,663 (including design, construction, inspection, City Force work and

contingencies). The original agreement established the project budget amount at \$501,000. In accordance with the original agreement, the City of Del Mar will reimburse the City of San Diego 53 percent (\$413,751) of the actual cost of the project.

Aud. Cert. 8800918.

WU-U-88-126.

FILE LOCATION: MEET CONT FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-ineligible, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-205:

(Continued from the meeting of April 11, 1988, Item 207, at Council Member Struiksma's request, to allow him time to work with the City Manager on the offer to donate.)

Two actions relative to the Serra Mesa Hillside Open Space Project:

(Serra Mesa Community Area. District-5.)

Subitem-A: (O-88-180) INTRODUCED, TO BE ADOPTED ON  
MAY 9, 1988

Introduction of an Ordinance setting aside and dedicating a portion of Lots 40 and 41 of Rancho Mission of San Diego for a public park.

Subitem-B: (R-88-1919) ADOPTED AS RESOLUTION R-270810

Adoption of a Resolution approving the acceptance by the City Manager of a grant deed of Martin Gleich and Enid Gleich, granting to the City a portion of Lots 40 and 41 of Rancho Mission of San Diego, for open space purposes, with a reversion by Martin and Enid Gleich to repurchase the property if said property is no longer designated for open space and park and recreation purposes; authorizing the City Manager to accept the generous donations by Martin and Enid Gleich of \$30,000 each, annually for five successive years, to both the City Library and the Park and Recreation Departments, totaling \$300,000.

CITY MANAGER SUPPORTING INFORMATION: It is requested that a Grant Deed executed by Martin Gleich and Enid Gleich be approved for acceptance for the conveyance of a portion of Lots 40 and 41 of Rancho Mission of San Diego, and that the subject property be dedicated for park purposes. The Gleichs will have a right of

first refusal to repurchase the property for \$844,000 if the City decides, prior to the year 2050, to no longer use the property for open space and park purposes. Martin and Enid Gleich have agreed to donate \$30,000 each annually for five successive years, totaling \$300,000, to both the City Library and Park & Recreation Departments, as consideration for the repurchase clause in the deed. Resolution R-269631 was adopted by City Council on November 2, 1987, approving the acquisition of two parcels of land that comprise the Serra Mesa Hillside Open Space Project; the Gleich parcel is the second parcel to be acquired for this project.

FILE LOCATION: SUBITEM B: STRT OS-18; DEED F-4425  
DEED FY 88-1

COUNCIL ACTION: (Tape location: A297-321.)

MOTION BY McCARTY TO INTRODUCE SUBITEM-A AND TO ADOPT SUBITEM-B.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea,  
Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor  
O'Connor-not present.

ITEM-S400: REFERRED TO THE INTERNATIONAL AFFAIRS BOARD

The matter of the Sister Development Project.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A143-240.)

MOTION BY PRATT TO ACCEPT MR. ROBINSON'S REPORT AND TO REFER IT  
TO THE INTERNATIONAL AFFAIRS BOARD FOR REVIEW AND

RECOMMENDATION

AND TO REPORT BACK TO COUNCIL. Second by Wolfsheimer. Passed  
by the following vote: Wolfsheimer-yea, Roberts-not present,  
McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-yea,  
McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S401: (R-88-1292) CONTINUED TO MAY 9, 1988

(Continued from the meeting of April 18, 1988, Item 152, at  
Council Member McCarty's request, for further review.)

Authorizing the execution of a 30-year lease agreement with  
Evergreen Distributors, Inc. for approximately 100 acres of  
City-owned land in San Pasqual Valley, at an initial annual  
rent of \$31,500.

(See City Manager Report CMR-88-07. San Pasqual Valley  
Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 3/9/88. Recommendation to  
approve the City Manager's recommendation and requesting the



City Manager to respond at the Council Meeting to the issue of prohibiting grading that changes the land mass. Districts 5, 6, 7 and 8 voted yea. District 1 voted nay.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A241-255.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MAY 9, 1988, AS REQUESTED BY MAYOR O'CONNOR, IN ORDER THAT THE MAYOR MAY BE PRESENT FOR THIS MATTER. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S402: (R-88-2102) ADOPTED AS RESOLUTION R-270811

Authorizing the expenditure of an amount not to exceed \$95,712 from the First San Diego River Improvement Project (FSDRIP), Fund No. 79364, as payment to San Diego Gas and Electric Company for the purpose of providing funds for the relocation of existing cable pole No. 873438, located on the east side of Mission Center Road, north of Camino de la Reina.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The First San Diego River Improvement Project (FSDRIP) will include the reconstruction of Mission Center Road. This will require the relocation of overhead and underground electric facilities on SDG&E's cable pole No. 873438. On June 13, 1986, SDG&E estimated the relocation cost to be \$25,000 and it was determined to have the contractor (Chilcote, Inc.) provide a \$25,000 cash allowance as part of the contract documents. Subsequently, SDG&E on April 13, 1988 advised staff that the relocation cost is now estimated to be \$95,712 due to relocating existing electric underground facilities which were not known at the time the original estimate was done. It is staff's recommendation to make the \$95,712 payment to SDG&E using FSDRIP funds while getting a \$25,000 credit to FSDRIP from Chilcote. Aud. Cert. 8800944.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

\* ITEM-S403: (R-88-2096) ADOPTED AS RESOLUTION R-270812

Resolution concerning the issuance of Revenue Bonds to finance the construction or rehabilitation of multi-family housing developments.

(See Housing Commission Report HCR-88-003.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A297-321.)

CONSENT MOTION BY McCARTY TO ADOPT. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-S404: (R-88-2104) ADOPTED AS RESOLUTION R-270813

Urging the United States Olympic Committee to locate an Olympic training facility in San Diego and pledging full Council support and cooperation in locating and developing such a facility.

(See memorandum from Deputy Mayor Gloria McColl dated 4/20/88.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B014-372.)

MOTION BY McCARTY TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-not present.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

None.

ADJOURNMENT:

By common consent the meeting was adjourned by Deputy Mayor McColl at 4:32 p.m.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D247).